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July 12, 1994

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20036

Re: Errata to Reply Comments of OneComm  
Corporation, Implementation of  
Sections 3(n) and 332 of the  
Communications Act, Regulatory  
Treatment of Mobile Services, GN  
Docket No. 93-252

Dear Mr. Caton:

Enclosed are an original and five copies of three  
errata pages to the Reply Comments of OneComm Corporation  
filed in the above-referenced proceeding. The three  
enclosed pages contain corrections to typographical errors  
and should be substituted for the three corresponding pages  
filed on July 11, 1994.

Sincerely,



Michael R. Carper  
Vice President & General Counsel  
OneComm Corporation

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the spectrum; and (4) accommodate technologically advanced systems that can support such services as seamless wide-area roaming and high speed data transmission.

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**A. Overview of the Wide-area 800 MHz Licensing Plan**

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The consensus plan provides for (1) a contiguous block of spectrum for wide-area SMR providers, (2) the award of licenses on a Major Trading Area ("MTA") basis, and (3) the award of one wide-area ESMR license in each MTA. Co-channel licensees operating in the ESMR contiguous spectrum block would be subject to retuning at ESMR expense to other 800 MHz spectrum locations. If more than one applicant or existing licensee seeks to serve an MTA, a single applicant would be determined through a negotiation process. The Commission itself suggested a similar negotiated approach to resolve wide-area license issues in its 800 MHz ESMP Notice.<sup>6</sup>

**1. ESMR Serving Areas To Be Geographically Defined**

For many of the same reasons articulated by the Commission in the 800 MHz EMSP proceeding, the consensus licensing plan endorses defining wide-area geographic serving areas on an MTA basis. The areas are large enough to accommodate efficient spectrum re-use, respond to

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<sup>6</sup> See 800 MHz EMSP Notice at 3956.

If the parties reach agreement, OneComm recommends that the Commission seek certifications from all parties engaged in the negotiations consenting to the grant of a block MTA license to the successful party or parties. The successful party then would file an application with the Commission for a 200-channel MTA license. OneComm believes that the ESMR MTA licensees also should be allowed to retain other licensed frequencies within channels 1-400 in order to migrate co-channel licensees.

**II. AN ACROSS-THE-BOARD AGGREGATE SPECTRUM CAP IS UNNECESSARY IN THE ALREADY COMPETITIVE CMRS SERVICES MARKET AND MAY ACTUALLY IMPEDE FUTURE COMPETITION**

OneComm strongly agrees with the vast majority of commenters that an across-the-board cap on the amount of spectrum that any CMRS licensee may hold is unnecessary to ensure competition and is therefore unwarranted. The Commission's existing rules, the limited amount of spectrum available outside of PCS and cellular allocations, and the unique characteristics of the industry already ensure that no single licensee will be able to dominate the CMRS marketplace. In fact, the Commission already has made an explicit finding that -- with the possible exception of cellular -- all of the CMRS mobile services are competitive and no existing CMRS licensee has market power.<sup>12</sup>

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<sup>12</sup> See Implementation of Sections 3(n) and 332 of the Communications Act, Regulatory Treatment of Mobile Services, Second Report and Order, 9 FCC Rcd 1411, 1467-72 (1994).

given the potential anticompetitive consequences of such a cap, OneComm respectfully urges the Commission not to adopt either an aggregate or service-specific spectrum cap.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael R. Carper", with a stylized flourish at the end.

Michael R. Carper  
Vice President &  
General Counsel

**CERTIFICATE OF SERVICE**

I, Julianne Lee, do hereby certify that I have this  
12th day of July, 1994, hand delivered copies of the foregoing  
errata pages to the following:

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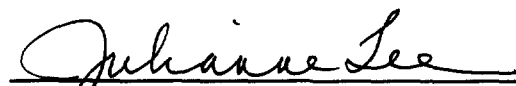
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